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Sarah L. Henry
Typed or Printed Name of Person Sending Paper or Fee
Sarah L. Henry October 24, 2005
Signature Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of : Docket No.: 5169-0011-1-1
Stephen C. Wardlaw : Date: October 24, 2005
Serial No.: 10/733,542 : Group Art Unit: 2863
Filed On: December 11, 2003 : Examiner: A. Bhat

TITLE: APPARATUS FOR PROVIDING QUALITY CONTROL
IN AN INSTRUMENT FOR MEDICAL ANALYSIS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE AND AMENDMENT
AFTER FINAL PURSUANT TO 37 CFR 1.116

Dear Sir:

This communication is in response to the Advisory Action mailed 9/28/2005. The Advisory Action was mailed in response to applicants' Response and Amendment after Final of 8/25/2005. Applicants' 8/25/2005 Response was mailed in response to the Final Office Action mailed 6/24/2005, having a period for response set to expire on September 24, 2005. Applicants respectfully request a one-month extension of time to the response period set by the Final Office Action of 6/24/2005.

Claims 4, 6-7, 11-13, and 15-18 have been cancelled. Claims 1-3, 5, 8-10, 14, and 19-24 are pending. Claims 1, 19, 20, and 24 are rejected.

The Advisory Action of 9/28/05 indicates that the 35 U.S.C. §103(a) rejection of claims 1-3, 5, 8-10, 14, and 19-24 entered in the Office Action of 6/24/2005 has been withdrawn. The Advisory Action further indicates that the provisional double patenting

rejection of claims 1, 19, 20 and 24 is maintained. Since the aforesaid double patenting rejection is now the only rejection of record, applicants understand claims 1-3, 5, 8-10, 14, and 19-24 to be allowable if the aforesaid provisional double patenting rejection can be overcome.

The Advisor Action also indicates that claims 3-14 and 21-33 are withdrawn from consideration. Applicants believe this statement to be in error, for at least the reason that not all of claims 3-14 and 21-33 are pending. Consequently, applicants respectfully request clarification.

A listing of the claims begin on page 3 of this response.

Remarks begin on page 7 of this response.